

REMARKS

At the time of the Second Office Action dated August 23, 2007, claims 1-24 and 33-35 were pending and rejected in this application.

**CLAIMS 1-24 AND 33-35 ARE REJECTED UNDER 35 U.S.C. § 103 FOR OBVIOUSNESS
BASED UPON TENHUNEN, U.S. PATENT PUBLICATION NO. 2005/0033852, IN VIEW OF YOAKUM ET
AL., U.S. PATENT PUBLICATION NO. 2004/0059781 (HEREINAFTER YOAKUM)**

On pages 2-6 of the Second Office Action, the Examiner asserted that one having ordinary skill in the art would have arrived at the claimed invention based upon the combination of Tenhunen and Yoakum. This rejection is respectfully traversed.

On page 2 of the Second Office Action, the Examiner stated the following:

apparatus for storing multiple identifications of one or more entities (See Fig. 3 and mobile terminal 312) selectable by a user of the telephone that can be called from the telephone.

Applicants respectfully disagree with the Examiner analysis. Upon reviewing the Examiner's citations within Tenhunen, Applicants are unable to find any teaching of multiple identifications of an entity, as claimed.

On page 3 of the Second Office Action, the Examiner stated the following:

a memory for storing the presence indicators in association with their corresponding telephone numbers (See Fig. 7, Claim 13, and pg. 7, paragraph [0071]).

Applicants respectfully disagree with the Examiner analysis. Upon reviewing the Examiner's citations within Tenhunen, Applicants are unable to find any teaching of presence indicators that are associated with corresponding telephone numbers.

The Examiner's citation to paragraph [0071] only indicates that "Tiffany is online!" As would be recognizable by one having ordinary skill in the art, Tiffany being online could mean that Tiffany is home, at work, at a computer café, on a web-enabled phone, etc. Thus, the fact that "Tiffany is online!," as taught by Tenhunen does not necessarily (i.e., inherently) indicate that Tiffany's "presence" is associated with a specific corresponding telephone number. Moreover, as again would be recognizable by one having ordinary skill in the art, even if Tiffany was recognized as being at particular location (e.g., home), being at a single location does not necessarily associate Tiffany with a particular phone number since some locations have more than one phone number and some locations have no dedicated land lines (instead, a user may use a cellular phone or VOIP phone, which can be used at many different locations). Therefore, Tenhunen fails to explicitly or inherently teach presence indicators that are associated with corresponding telephone numbers, as claimed.

Therefore, for the reasons stated above, Applicants respectfully submit that the imposed rejection of claims 1-24 and 33-35 under 35 U.S.C. § 103 for obviousness based upon Tenhunen in view of Yoakum is not viable and, hence, solicit withdrawal thereof.

Applicants have made every effort to present claims which distinguish over the prior art, and it is believed that all claims are in condition for allowance. However, Applicants invite the Examiner to call the undersigned if it is believed that a telephonic interview would expedite the prosecution of the application to an allowance. Accordingly, and in view of the foregoing remarks, Applicants hereby respectfully request reconsideration and prompt allowance of the pending claims.

Although Applicants believe that all claims are in condition for allowance, the Examiner is directed to the following statement found in M.P.E.P. § 706(II):

When an application discloses patentable subject matter and it is apparent from the claims and the applicant's arguments that the claims are intended to be directed to such patentable subject matter, but the claims in their present form cannot be allowed because of defects in form or omission of a limitation, the examiner should not stop with a bare objection or rejection of the claims. The examiner's action should be constructive in nature and when possible should offer a definite suggestion for correction.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 09-0461, and please credit any excess fees to such deposit account.

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Respectfully submitted,

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